

The Honorable Ricardo Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RUSSEL H. DAWSON, Personal
Representative of the Estate of Damaris
Rodriguez; REYNALDO GIL; JOSE MARTE,
A.G.; I.G., S.G. and D.G,

Plaintiffs,

v.

SOUTH CORRECTIONAL ENTITY
("SCORE"), a Governmental Administrative
Agency; PENNY BARLEY; JIM KELLY;
TODD BARKER; BRITTNEY PALMORE;
BRANDON HEATH; PEDRO SANTOS;
MANDI JARAMILLO; WILLIAM WOO;
BENDA SCOTT a/k/a BRENDA SCOTT;
ETHAN GLOVER; CHRISTOPHER FOY;
JANE DORE; COLMINTON ALLEN;
AARON SEIPP; SCORE JOHN DOES 1-10;
NAPHCARE, INC., an Alabama Corporation;
REBECCA VILLACORTA; HENRY TAMBE;
NANCY WHITNEY; BILLIE STOCKTON;
BRITTANY MARTIN; JESSICA LOTHROP;
BROOKE WALLACE; SALLY MUKWANA;
JOAN KOSANKE; RITA WHITMAN;
VIRGINIA RICHARDSON; NAPHCARE
JOHN DOES 1-10; ; KING COUNTY, a
political subdivision of the State of Washington;
RAUL ADAMS; LELAND ADAMS; ALAN
TAG,

Defendants.

No. 2:19-cv-01987-RSM

**STIPULATION AND ORDER
AMENDING CASE SCHEDULE**

NOTE ON MOTION CALENDAR:
May 26, 2020

STIPULATION

COME NOW the parties, by and through their respective counsel of record, who hereby
stipulate to a six-month extension of the discovery deadlines and trial dates as set forth in the

Court's Order Setting Trial Date and Related Dates (ECF No. 40) as follows:

	Current Deadline	Stipulated Deadline
Expert Disclosures Pursuant to FRCP 26(a)(2)	October 14, 2020	April 14, 2021
Deadline for Filing of Discovery Related Motions	November 13, 2020	May 14, 2021
Discovery Cutoff	December 14, 2020	June 14, 2021
Deadline for Filing Dispositive Motions	January 12, 2021	July 13, 2021
Deadline to Conduct Mediation	February 26, 2021	August 27, 2021
Motions in Limine	March 15, 2021	September 13, 2021
Agreed PreTrial Order	March 31, 2021	September 20, 2021
Pretrial Conference	To Be Scheduled	To Be Scheduled
Deadline for Filing Trial Briefs, Proposed Voir Dire, Jury Instructions, Neutral Statement of the Case, Trial Exhibits	April 7, 2021	October 6, 2021
Jury Trial	April 12, 2021	November 29, 2021

The amendment to the current case schedule is requested for the following reasons:

1. As the Court is aware, Washington Governor Jay Inslee's "stay at home" order, entered in response to the COVID-19 pandemic, has been extended to May 31, 2020.

2. Plaintiffs have named as defendants 28 individuals, all of whom are classified as "first responders" and/or "essential workers". Because of the current pandemic, obtaining access to the defendants, and scheduling their time, is very limited. Consequently, it will be almost impossible to schedule any of the individual defendants' depositions before August.

3. In order for the anticipated experts in this matter to complete their reports, it is necessary to complete these key depositions. There are also numerous non-party fact witnesses that will need to be deposed.

4. Because the deposition transcripts will not be available for expert review in time for the parties' experts to submit Fed. R. Civ. P. 26-compliant reports by the October 14 deadline, the parties agree that good cause exists for extending the pending deadlines by a period of time sufficient to enable the parties' experts to consider the transcripts and complete their reports, for discovery to be completed and dispositive motions prepared and filed.

1 5. The parties agree and stipulate that, due to the foregoing, all other deadlines
2 should be extended by six months as set forth above.

3 6. The parties further stipulate to the entry of the order below, reflecting the above
4 agreement.

5 RESPECTFULLY SUBMITTED the 26th day of May 2020.

6
7 WILLIAMS KASTNER

8 By: /s/Heidi L. Mandt
9 Heidi L. Mandt, WSBA # 26880
10 Email: hmandt@williamskastner.com
11 1515 SW Fifth Avenue, Suite 600
12 Portland, OR 97201-5449
13 Telephone: (503) 228-7967

14 *Attorneys for the NaphCare Defendants*

KRUTCH LINDELL BINGHAM JONES, PS

By: /s/ Nathan J. Bingham
Nathan J. Bingham, WSBA #46325
Email: JNB@krutchlindell.com
James T. Anderson, WSBA #40494
Email: JTA@krutchlindell.com
Jeffrey C. Jones, WSBA #7670
Email: JCJ@krutchlindell.com
600 University Street, Suite 1701
Seattle, WA 98101
Telephone: (206) 682-1505

15 TERRELL MARSHALL LAW GROUP
16 PLLC

By: /s/ Toby J. Marshall
17 Toby J. Marshall, WSBA #32726
18 Email: tmarshall@terrellmarshall.com
19 Maria Hoisington-Bingham, WSBA
20 #51493
21 Email:
22 mhoisington@terrellmarshall.com
23 936 North 34th Street, Suite 300
24 Seattle, Washington 98103-8869
25 Telephone: (206) 816-6603

26 *Attorneys for Plaintiffs*
27

LAW, LYMAN, DANIEL, KAMERRER &
BOGDANOVICH, P.S.

DANIEL T. SATTERBERG
King County Prosecuting Attorney

By: /s/ John E. Justice
John E. Justice, WSBA # 23042
Email: jjustice@lldkb.com
P.O. Box 11880
Olympia, WA 98508-1880
Telephone: (360) 754-3480

By: /s/ Daniel L. Kinerk
Daniel L. Kinerk, WSBA #13537
Email: Dan.Kinerk@kingcounty.gov
Raam Wong, WSBA #13537
Email: Raam.Wong@kingcounty.gov
Senior Deputy Prosecuting Attorney
500 Fourth Ave., 9th Floor
Seattle, WA. 98104
Telephone: (206) 296-8820

KEATING, BUCKLIN & MCCORMACK,
INC., P.S.

By: /s/ Stewart A. Estes
Stewart A. Estes, WSBA #15535
Email: sestes@kbmlawyers.com
801 Second Avenue, Suite 1210
Seattle, WA 98104
Telephone: (206) 623-8861

Attorneys for the King County Defendants

Attorneys for the SCORE defendants

ORDER

IT IS HEREBY ORDERED that based on the stipulation of the parties, Court's Order
Setting Trial Date and Related Dates (ECF No. 40) is amended as set forth above.

DATED this 1st day of June, 2020.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

STIPULATION AND ORDER EXTENDING CASE SCHEDULE - 5

7098125.1

Williams Kastner
1515 SW Fifth Avenue, Suite 600
Portland, OR 97201-5449
(503) 228-7967

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

CERTIFICATE OF SERVICE - 1
(2:19-cv-01987)

7098125.1

Williams Kastner
1515 SW Fifth Avenue, Suite 600
Portland, OR 97201-5449
(503) 228-7967